IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO.3747 OF 2005

State of Maharashtra .. Applicant

Versus

Vinodkumar Rambali Singh @

Thakur .. Respondent

Mrs.S.D.Shinde, A.P.P. for Applicant

Mr.Rishi Bhuta, Amicus Curaie for respondent.

CORAM : S.C.DHARMADHIKARI, J.

DATE : 12th December 2005.

P.C.

. At the outset, this Court appreciates the efforts taken by the learned Amicus curaie

Mr.Bhuta and thanks him for all the necessary assistance to the Court.

2. Mr.Bhuta, who was appointed for respondent accused states that despite being enlarged on bail by the Metropolitan Magistrate, 26th Court, Borivali in Criminal Application No.85 of 2005 (Bail application No.55 of 2005). Applicant is detained in Arthur Road prison as an accused in another case which is registered at Juhu Police Station vide C.R.No.319 of 2005.

3. In the light of this, no useful purpose will be served by considering the application on merits. In the event of the applicant being released from custody, liberty is granted to applicant State to apply for cancellation of bail granted by the Metropolitan Magistrate on 14th March 2005 in Criminal Application No.85 of 2005. Application dismissed. However, liberty is granted to State to apply for cancellation of

bail after it is brought to the notice of the investigating officer that the respondent accused who is presently in custody is released in connection with C.R.No.319 of 2005.

(S.C.DHARMADHIKARI, J)